

JAN 18 2007

ROBERT H. SHEPHERD, CLERK  
BY uh  
DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

UNITED STATES OF AMERICA

CRIMINAL ACTION  
NO. CR04-10001-03

VERSUS

RASHAD DARNELL SMITH

JUDGE DEE D. DRELL  
MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Smith's motion to vacate, set aside or correct sentence is DENIED AND DISMISSED WITH PREJUDICE.

THUS ORDERED AND SIGNED in Chambers at Alexandria,  
Louisiana, on this 18<sup>th</sup> day of JANUARY, 2006.



DEE D. DRELL  
UNITED STATES DISTRICT JUDGE